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10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **SAN FRANCISCO DIVISION**

13 MAXIMILIAN KLEIN, et al.,

14 Consolidated Case No. 3:20-cv-08570-JD

15 Plaintiffs,

16 vs.
17 **DECLARATION OF KEVIN Y. TERUYA IN
SUPPORT OF CONSUMER PLAINTIFFS'
MOTION TO EXCLUDE PORTIONS OF
DR. DENNIS CARLTON'S PROPOSED
TESTIMONY**

18 META PLATFORMS, INC.,

19 Defendant.

The Hon. James Donato

20 This Document Relates To: All Actions

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28 Hearing Date: June 20, 2024 at 10:00 a.m.

1 I, Kevin Y. Teruya, declare:

2 1. I am a partner at Quinn Emanuel Urquhart & Sullivan, LLP (“Quinn Emanuel”). I
 3 serve as Interim Co-Lead Consumer Class Counsel for the Consumer Class in this action. I have been
 4 actively involved in this action, am familiar with the proceedings, and have personal knowledge of the
 5 matters stated herein.

6 2. I respectfully submit this declaration in support of Consumer Plaintiffs’ Motion to
 7 Exclude Portions of Dr. Dennis Carlton’s Proposed Testimony. Attached to this declaration are true
 8 and correct copies of **Exs. 1-9**, which are documents and deposition transcripts that Consumer
 9 Plaintiffs cite in their Motion. For the Court’s convenience, the relevant portions of the documents and
 10 deposition transcripts have been highlighted and, where applicable, excerpted.¹

<u>Ex. No.</u>	<u>Description of Exhibit</u>	<u>Provisionally Filed Under Seal</u>
1	Merits Expert Report of Facebook Expert Dennis W. Carlton, Ph.D.	Yes
2	Excerpts from Deposition of Dr. Dennis Carlton, taken in <i>Klein v. Meta Platforms</i> on March 7, 2024	Yes
3	Excerpts from the Merits Expert Report of Facebook Expert John A. List, Ph.D.	Yes
4	Excerpts from Deposition of Dr. John List, taken in <i>Klein v. Meta Platforms</i> on March 1, 2024	Yes
5	Excerpts from Deposition of Thomas Cunningham, taken in <i>Klein v. Meta Platforms</i> on June 21, 2023	Yes
6	PALM-003694642	Yes
7	Hendel, Igal, and Aviv Nevo. “Measuring the implications of sales and consumer inventory behavior.” <i>Econometrica</i> 74, no. 6 (2006)	No
8	Excerpts from 2010 Horizontal Merger Guidelines from the U.S. Department of Justice and the Federal Trade Commission	No
9	Excerpts from 2023 Merger Guidelines from the U.S. Department of Justice and the Federal Trade Commission	No

28 1 Should the Court find it helpful, Consumers can submit any cited materials in full.

1 I declare under penalty of perjury under the laws of the United States that the foregoing is
2 true and correct.

3 Executed on this 5th day of April, 2024 in Los Angeles, California.

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5 By /s/ Kevin Y. Teruya

6 Kevin Y. Teruya

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